

CRIMINAL COURT OF THE CITY OF NEW YORK
PART APAR, COUNTY OF QUEENS

THE PEOPLE OF THE STATE OF NEW YORK

V.

ROBERT SMALLS (38Y)

DEFENDANT

STATE OF NEW YORK
COUNTY OF QUEENS

DETECTIVE SILVIO SCHETTINI OF QNS DET AREA 108, TAX REG#: 923128, BEING DULY SWORN, DEPOSES AND SAYS THAT ON OR ABOUT AUGUST 25 2013 BETWEEN 4:10AM AND 4:30AM, [REDACTED] 57 STREET [REDACTED] COUNTY OF QUEENS, STATE OF NEW YORK, THE DEFENDANT COMMITTED THE OFFENSES OF:

PL 120.10-1 [BF] ASSAULT IN THE FIRST DEGREE - (DNA SAMPLE REQUIRED UPON CONVICTION)
PL 265.03 (1) (B) (EFF 12/15/2006) [CF] CRIMINAL POSSESSION OF A WEAPON IN THE SECOND DEGREE - AN ARMED FELONY OFFENSE; (DNA SAMPLE REQUIRED UPON CONVICTION)

PL 120.10-1 [BF] ASSAULT IN THE FIRST DEGREE - (DNA SAMPLE REQUIRED UPON CONVICTION)
--- WITH INTENT TO CAUSE SERIOUS PHYSICAL INJURY TO ANOTHER PERSON, CAUSE SUCH INJURY TO SUCH PERSON OR A THIRD PERSON BY MEANS OF A DEADLY WEAPON OR DANGEROUS INSTRUMENT;

PL 265.03 (1) (B) (EFF 12/15/2006) [CF] CRIMINAL POSSESSION OF A WEAPON IN THE SECOND DEGREE - AN ARMED FELONY OFFENSE; (DNA SAMPLE REQUIRED UPON CONVICTION)
--- WITH INTENT TO USE THE SAME UNLAWFULLY AGAINST ANOTHER, POSSESS A LOADED FIREARM.

THE ABOVE OFFENSES WERE COMMITTED AS FOLLOWS:

DEPONENT STATES THAT HE IS INFORMED BY THE COMPLAINANT, QUAJUAN SMALLS, THAT AT THE ABOVE MENTIONED TIME, DATE, AND PLACE OF OCCURRENCE, HE AND HIS FATHER, THE DEFENDANT, ROBERT SMALLS, ENGAGED IN A VERBAL DISPUTE.

DEPONENT IS FURTHER INFORMED BY THE COMPLAINANT THAT HE TWICE ATTEMPTED TO PUNCH THE DEFENDANT WITH HIS FIST, AND THAT FOLLOWING THE SECOND ATTEMPT THE DEFENDANT PULLED OUT A PISTOL AND FIRED ONE SHOT THAT STRUCK HIM IN THE ABDOMEN.

DEPONENT IS FURTHER INFORMED BY THE COMPLAINANT THAT HE WAS REMOVED TO A LOCAL AREA HOSPITAL FOR TREATMENT AS RESULT OF A GUNSHOT WOUND TO THE ABDOMEN.

DEPONENT FURTHER STATES THAT HE IS INFORMED BY POLICE OFFICER DOWLING OF THE 108TH PRECINCT, TAX REG#: 943186, THAT HE RECOVERED A SMITH AND WESSON 9MM PISTOL FROM THE ABOVE MENTIONED LOCATION.